



#14
MDJ
9.5.95

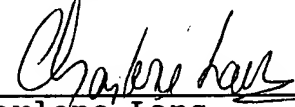
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donald Eyles Serial No: 08/366,009 Filed: December 29, 1994 For: SYSTEM AND METHOD FOR AUTOMATICALLY EXECUTING DECISIONAL RULES	Paper No: Group: Examiner: Docket No: DR-232J
---	--

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
Washington, DC 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, DC 20231, on May 24, 1995.


Charlene Lans

AFFIDAVIT TRAVERSING PUBLIC USE

REJECTION PURSUANT TO 37 CFR § 1.132

Comes now your affiant and states as follows:

1. I am the sole inventor of the invention described in U.S. Serial Number 07/891,934 and am familiar with all aspects of the application.
2. The present invention was never commercially exploited or publicly used prior to May 29, 1991. As set forth in the Declaration of April 14, 1994, all use prior to October 1991 was secret use within the facilities of the assignee, Charles Stark Draper Laboratory (CSDL). There was no public testing of the invention.
3. CSDL retained full control over all use of the

invention. For example, CSDL is a secured facility with security guards at each entrance and entrance to the CSDL facility is strictly restricted.

4. The only knowledge and use of the invention was by the inventor and persons under an obligation of secrecy within CSDL.

5. Prior to October 1991, the existence of the invention was disclosed outside of CSDL, and this disclosure was made only to NASA under government contract. This was not a public disclosure and the design and operational parameters of the invention were not disclosed even to the government.

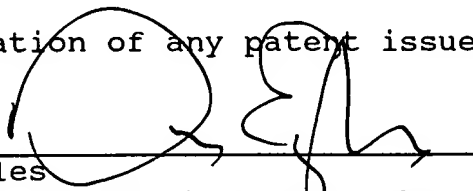
6. No payment was made to CSDL for the present invention prior to May 29, 1991.

7. All reference documents referred to in the Declaration of April 14, 1994 remained secret with CSDL and were not published. For example, these documents could not be found in any library and they were not freely distributed.

8. The first public disclosure of the invention was in October 1991 at the AIAA Computing in Aerospace conference in Baltimore, MD, as set forth in the Declaration of April 14, 1994.

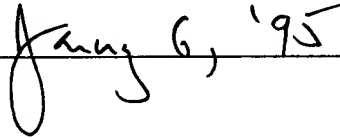
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that

willful false statements and that like so made are
punishable by fine or imprisonment, or both, under section
1001 of Title 18 of the United States Code and that such
willful false statements may jeopardize the validity of the
application of any patent issues thereon.



Don Eyles
The Charles Stark Draper Laboratory, Inc.
Mail Station #31
555 Technology Square
Cambridge, MA 02139

Date



January 6, '95